

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION**

**DAVID MARK DAVIS II,**

**v.**

**ANGELINA COLLEGE BOARD OF  
TRUSTEES, et al.**

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**9:17-CV-179**

**ORDER OF DISMISSAL**

Pending before the court is the Plaintiff's "Motion for Leave for Voluntary Partial Dismissal" (Doc. No. 51), seeking to dismiss his constitutional claims with prejudice. The Defendants are unopposed. *See* Doc. No. 52. The Plaintiff also filed a "Voluntary Notice of Dismissal of All Claims." Doc. No. 51.

It is **ORDERED** that the Plaintiff's "Motion for Leave for Voluntary Partial Dismissal" (Doc. No. 51) is **GRANTED**. His First Amendment and Fourteenth Amendment claims (Counts 1–4) are **DISMISSED with prejudice**.

It is further **ORDERED** that the Plaintiff's "Voluntary Notice of Dismissal of All Claims" is **ACCEPTED**. His Section 504 claims under the Rehabilitation Act of 1973 (Counts 5–6) are **DISMISSED without prejudice**.

Accordingly, the above case is dismissed with each party to bear its own costs of court. The Clerk is directed to close the case and deny all pending motions as moot.

**So Ordered and Signed**

Jul 19, 2018



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Ron Clark, United States District Judge